

CASHIER HEDDEN'S TRIAL.

ACCUSED OF PERJURY.

Many Moreys Against One, and that One and Another Witness Locked Up.

The examination in the case of Kewnard Philip, accused of having libeled James A. Garfield, was continued yesterday before Justice Noah Davis, sitting as a committing magistrate. Ex-Mayor Schroeder of Brooklyn and Deacon William Richardson testified as to the fair reputation of James McDermott, who was a witness for the prosecution.

S. S. Morey, who had sworn that he was a nephew of H. L. Morey, was cross-examined at length by Mr. Bills. The witness denied having told, relative by the name of Frank Moore that the defense had a man named H. L. Morey from New Jersey whom they were going to produce.

"Did he say this to you? 'Well, when they bring him into court, you will go up to him and say, 'How are you, Henry?'"

In reply to a redirect question as to what was the conversation between himself and Moore, he said: "Moore said that the Republican Committee of Lawrence wanted him to come on to New York to testify in regard to the Morey letter. Says I, 'Get your money in your pocket and tell nothing but the truth.'

On further examination, he admitted that after he got back to Lawrence from testifying in this city he received a draft from one Clark, keeper of a pool room in Lawrence, and insisted on its being paid first. After argument the Court refused to grant a postponement, and ordered that the trial go on. Mr. Kennerley offered for the State, giving a history of the defense.

It is provided by law that beatmen every year receive a gratuity of \$100 for the cash in the national bank to the Comptroller at Washington, making a statement of the condition of the bank; and, to insure a true and accurate report, the law further provides that the accounts of the directors, and must be exposed publicly for the examination of all interested. The law also provides that any surplus funds in the bank, or in any other statement in the report, with respect to the directors of the bank, or any others having interest in the bank, is guilty of a misdemeanor. Now, during January and February, the defendant, with his co-conspirator, namely, making false entries in the report of the First National Bank of Newark, submitted by him as cashier, in the amount of \$100,000 of the total sum of \$1,000,000, the full report of which is incorporated. On one side of this report the loans and discounts of the bank are set down on that date April 23 as \$44,000, and the same on the other side as \$43,562, a difference of \$367.87. On the other side of the report the surplus fund placed among the liabilities was given as \$62,256.23. This latter is the important element, since the indictment for embezzlement, the law provides that the surplus fund of each national bank is twenty per cent of the amount of the bank, and so the amount of this surplus of the bank is \$100,000.

On the witness stand, the defense called the witness for the last time, and he again stated that the surplus fund was set down by the cashier at over \$62,000. I charge that this statement was altogether false, and that the amount of the surplus fund was \$367.87.

Edward Skillin testified that the First National Bank had collected account with the witness, and that a settlement was made between the two on a week's time.

He was asked if he had any knowledge of the witness being cashier of the Newark bank, and therefore could not say beyond a doubt that these figures were accurate.

He contended that the witness should give the dates as the statement of the bank books.

W. H. Donisthorpe was called to prove the ledger of the First National Bank of Newark. He was not present in the First National Bank of Newark, a balance of \$40,000 in favor of the latter on April 23, 1880.

Mr. Bullock objected to the testimony, because the witness had no account with the bank, and he was only quoted figures of the ledger of the bank, and therefore could not say beyond a doubt that these figures were accurate.

He contended that the witness should give the dates as the statement of the bank books.

James Reed, ex-sheriff and a resident of Cumberland for thirty years, also testified that he never saw or heard of the man Wm. H. Thompson, and he concluded his testimony.

John C. Clark, a witness, came to New York from Cumberland and the mines all that time, he could not tell the name of any householder who lived between the two counties.

At the close of Lindsay's testimony Mr. Brooks announced that the case was closed for the defense, unless the prosecution should introduce evidence that would require further de-

position. The prosecution called H. J. Johnston, editor of the Cumberland *Daily News*, who testified that he never knew of the man Wm. H. Thompson, and he concluded his testimony.

Mrs. Clara T. Morey, stepmother of the defendant's witness, Samuel S. Morey, who had testified that H. L. Morey was his uncle, was next called. She said that her son, S. S. Morey, and Julian A. Morey, S. S. Morey was a son of Julian, by his first wife, Clara T. Morey, and that her son, S. S. Morey, was a son of Julian, by his second wife, Clara T. Morey.

W. H. Thompson, described by the witness as his employer, had lived in Cumberland for over ten years. He had been accustomed to make out the ledger, and also to keep the books for the last ten years, and the ledger was in the Central Bank of New York in favor of the latter on April 23, 1880.

Mr. Bullock objected to the testimony, saying that the witness had no account with the bank books, and he was only quoted figures of the ledger of the bank, and therefore could not say beyond a doubt that these figures were accurate.

He contended that the witness should give the dates as the statement of the bank books.

John W. Morey of Boston, uncle of Samuel S. Morey, repeated the names of the Morey family, as given by his sister-in-law, Clara T. Morey, and that he had never seen the man by the name of Henry L. Morey.

Frank B. Moore of Lawrence, whose mother is a sister of the witness, S. S. Morey, testified that he was a half brother of the witness, Samuel S. Morey, and that he never had any connection with the bank.

Then he was questioned about an interview between S. S. Morey and a pool-room keeper, John Clark, in New York, and he said that he had about the same time he had a brother, and said about his having an uncle, H. L. Morey, because it would be better to than go to prison. He added: "We know that he had to get out of the country, and he had to go to Europe."

Clark told Sam. S. Morey that it would be alright, and the case would be dropped after the trial.

Did you see Samuel S. Morey have any money on his return from testifying in this case?"

"I gave him \$100."

Sam. S. Morey said anything to you about anybody by the name of Henry L. Morey in New Jersey?"

"Yes, he said there was a Henry L. Morey in New Jersey, and when they get you will go up to him and say, 'Hello, Uncle, is that you?'"

On cross-examination the witness said he had told Samuel S. Morey he was going to prison, and he said about his having an uncle, H. L. Morey, because it would be better to than go to prison. He added: "We know that he had to get out of the country, and he had to go to Europe."

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